



5. This investigation of the email usage of Agilent employees began in Little Falls, Delaware. See attached true and correct portions of the Deposition Transcript of Stacy Drucker-Andress at pgs. 146: 24-147: 18.

6. Based upon the testimony of Stacie Drucker-Address, it becomes clear that the investigation of the West Coast employees was initiated by way of the investigation of the East Coast employees. Therefore, the method of investigating these employees conduct would necessarily be interdependent, and also the standard with regard to Agilent's termination of these employees would be similar; based upon these facts deeming these cases related would yield higher efficiency if litigated in a consolidated manner.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at San Francisco, California on March 11, 2005.

/s/  
PATRICK E. CATALANO

Exhibit A

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